



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

SERIAL NO: 10/718,895
CONFIRM. NO: 1668
APPLICANT: Olga Maria Schone
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ART UNIT: 3722
EXAMINER: Abdelwahed, Ali F.

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FOR: PERSONALIZED MEDICATION CARD

REQUEST FOR RECONSIDERATION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is responsive to the Examiner's Office Action dated October 20, 2004. Applicant respectfully requests reconsideration of the claim rejections outlined below. As further discussed herein, the examiner has (a) made an improper "final rejection" of the claims based on *newly cited art*; (b) failed to cite prior art which discloses, teaches or suggests a critical feature recited in the original claims; and (c) misapplied the standard of utility under 35 U.S.C. §101 by stating that color cannot be a patentably distinct feature.

Claims 1-20 in the case are pending, and have been rejected under 35 U.S.C. §103(a) as being unpatentable over U.S. Patent No. 6,575,297 B2 to Schutten in view of U.S. Patent No. 5,393,100 to Coe and U.S. Patent No. 4,632,248 to Brown. Claims 1-20 are also rejected under 35 U.S.C. §103(a) as being unpatentable over U.S. Patent No. 6,575,297 B2 Schutten in view of U.S. Patent No. 5,031,937 to Nellhaus and U.S. Patent No. 4,632,428 to Brown.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450 on: February 22, 2005.


Michelle H. Keane February 22, 2005
Date